

1 THE HONORABLE RICHARD A. JONES

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8 UNITED STATES DISTRICT COURT
9 WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

10 COZEN O'CONNOR,

11 Plaintiff,

12 v.

13 STB, Inc. d/b/a STB LIFESAVING
14 TECHNOLOGIES, INC.;

15 Defendants.
16

Case No.: 2:17-cv-00139-RAJ

**PLAINTIFF'S MOTION FOR
ENTRY OF DEFAULT**

[CLERK'S ACTION REQUIRED]

17 Plaintiff, Cozen O'Connor, requests that the Clerk of the Court enter an order of default
18 against Defendant STB, Inc., d/b/a STB Lifesaving Technologies, Inc. ("STB"), pursuant to
19 Federal Rule of Civil Procedure 55(a) and Local Civil Rule 55(a). This matter is a recovery
20 action asserted by the Plaintiff to recover its fees for legal services rendered to STB.
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22 On June, 13, 2017, Plaintiff filed a status report with the Court notifying it that STB
23 had entered into a receivership proceeding filed in King County Superior Court under Cause
24 No. 17-2-06030-5, and this matter was subsequently stated pending the outcome of the
25 receivership action. On June 9, 2022, the state Court approved the receivership's final
26 accounting and entered an Order terminating the case. On August 22, 2022, Plaintiff notified

PLAINTIFF'S MOTION FOR ENTRY OF DEFAULT- 1
Case No. 2:17-cv-00139

LAW OFFICES OF
COZEN O'CONNOR
A PROFESSIONAL CORPORATION
999 THIRD AVENUE
SUITE 1900
SEATTLE, WASHINGTON 98104
(206) 340-1000

1 this Court of the same and on September 9, 2022, this Court entered an Order lifting the stay.
2 During this time, the Court contacted the parties of record and asked Mr. Jackson if he
3 intended on filing a notice of appearance on behalf of the Defendant, however no response was
4 received and the Defendant has failed to respond to the allegations contained in Plaintiff's
5 Complaint.

6 In support of this request for an entry of default, Plaintiff relies upon the record in this
7 case and the Declaration of its counsel submitted in support thereof, specifically showing that
8 the defaulting party Defendant was served in a manner authorized by Federal Rule of Civil
9 Procedure 4, yet it has failed to plead or otherwise defend against the judgment for affirmative
10 relief sought by the Complaint in the above-captioned matter. This motion for default is noted
11 for consideration on the day of its filing, pursuant to LCR 7(d)(1).
12

13 DATED this 14th day of October, 2022.

14 COZEN O'CONNOR

15
16 By: /s/ William H. Walsh
17 William H. Walsh, WSBA No. 21911
18 Email: wwalsh@cozen.com
19 Cameron D. Young, WSBA No. 54232
20 Email: cdyoung@cozen.com
21 999 Third Avenue, Suite 1900
22 Seattle, WA 98104
23 Telephone: 206.340.1000
24 Facsimile: 206.621.8783

25 Attorneys for Plaintiff Cozen O'Connor
26

1 **CERTIFICATE OF SERVICE**

2 The undersigned hereby certifies, under penalty of perjury under the laws of the State
3 of Washington, that I electronically filed the foregoing document with the Clerk of the Court
4 using the CM/ECF system which will send notification of such filing to the registered ECF
5 recipients at their registered emails as follows:

6 **VIA ECF EMAIL NOTIFICATION**

7
8 Dillon E. Jackson, WSBA No. 1539
Law Office of Dillon E. Jackson PLLC

9 Phone: (206) 693-3605 or (206) 245-9801
10 Email: djlawpllc@gmail.com

11 ***Attorneys for Defendant STB***

12 Kevin Hanchett, WSBA No. 16553
13 Resource Transition Consultants LLC
14 4100 194th Street SW, Suite 208
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15 Phone: (425) 678-8162
Email: hanchett@rtcreceivers.com

16 ***Attorneys for Receiver of STB***

17
18
19 DATED this 14th day of October, 2022.

20 COZEN O'CONNOR

21 By: /s/ Erin N. Gilbert
22 Erin N. Gilbert, Legal Assistant
23 999 Third Avenue, Suite 1900
Seattle, WA 98104
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26